

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

FILED-ED4
AUG 14 PM 2:15
CLERK
U.S. DISTRICT COURT

JOHN JENSEN and MARY JENSEN, his wife,)

Plaintiffs,)

vs.)

THE CITY OF WILMINGTON, an Illinois)
Municipal Corporation; WILLIAM WEILDING,)
as Mayor of the City of Wilmington in his)
official and individual capacity; JAY PLESE)
in his official and individual capacity)
MARK COX, in his official and individual)
capacity; WILLIAM DAIVY, in his official)
and individual capacity; ROBERT KRENC)
in his official and individual capacity;)
J. MARTY ORR, in his official and individual)
capacity; LARRY KAITSCHUCK, in his official)
and individual capacity; ROY STRONG, in his)
official and individual capacity; DONNA)
JUSSELL, in her official and individual)
capacity,)

Defendants.)

00C 4960

No. 00

Jury Trial Demanded

JUDGE PALLMEYER

MAGISTRATE JUDGE ASHMAN

DOCKETED

AUG 15 2000

**COMPLAINT AT LAW FOR VIOLATION OF CONSTITUTIONAL
CIVIL RIGHTS AND SUPPLEMENTAL/PENDANT STATE LAW CLAIMS**

NOW COME the Plaintiffs, JOHN JENSEN and MARY JENSEN, by and through their attorney,
JOSEPH M. WILLIAMS, who present this Complaint and state as follows:

JURISDICTION AND VENUE

1. This is an action seeking redress for the violation of rights guaranteed to the Plaintiffs by 42 U.S.C., Sec. 1983, as well as by the Fifth and Fourteenth Amendments to the U.S. Constitution and the principles of pendant jurisdiction.
2. That jurisdiction of this Court is invoked pursuant to 42 U.S.C., Sec. 1983, as well as 28 U.S.C., Secs. 1331 and 1343(3)(4), and 1367.
3. That venue is proper under 28 U.S.C., Sec. 1391(b).

THE PARTIES

4. That the Plaintiff, JOHN JENSEN, is a citizen and resident of Will County, State of Illinois, and is a joint tenant in fee of the real property commonly known as 32917 Nikki Lane, Wilmington, Illinois, 60481, legally described as:

“Lot 28, in Deer Park, Unit #2, a subdivision of part of the northwest quarter of section 3, township 52 north, range 9, east of the third principal meridian, according to the plat there of recorded July 1, 1994, as document No. R 94-66126; in Will County Illinois”

PIN No. 24-03-101-032

5. That the said real property is held jointly with Plaintiff, Mary Jensen, Plaintiff John Jensen's wife who is also a citizen and resident of Will County, Illinois.
6. That the Plaintiffs acquired the fee by Warranty Deed dated May 30, 1995. Exhibit "A".
7. That the City of Wilmington, constitutes an Illinois municipal corporation, being a body corporate and politic.
8. That William Weidling is Mayor of the City of Wilmington.
9. That William Weidling, M. Stanz, Jay Plese, Mark Cox, William Daivy, Robert Krenc, J. Marty Orr, Roy Strong and Larry Kaitschuck are, each respectively, the present members of the City Council of the City of Wilmington.
10. That Donna Jussell is a payroll clerk for the City of Wilmington.

COUNT I

**VIOLATION OF 42 U.S.C., SEC.1983
SUBSTANTIVE DUE PROCESS VIOLATION -
MUNICIPAL DEFENDANT**

- 1 - 10. That Paragraphs 1 - 10, hereinabove, are hereby incorporated as Paragraphs 1 - 10 of this Count I.

11. That the above-identified realty of Plaintiffs Jensen, is on of 28 residential lots located in Deer Ridge Park Subdivision, Unit II, located in Wilmington, Illinois, developed as a Planned Unit Development (PUD). Exhibit "B".
12. That on or about November 4, 1997, the Defendant City, by and through the Defendant Mayor and the Defendant City Council, acting upon the municipal Defendant's behalf, implemented a moratorium on the issue of building permits for Deer Ridge Park Subdivision, Unit I. Exhibit "C".
13. That Deer Park Subdivision Unit I, was approved by the municipal Defendant and a Plat of Survey recorded on or about May 26, 1992. Exhibit "D".
14. That Unit II in Deer Ridge Park was approved by the Defendant municipality and a Plat of Survey recorded on or about June 21, 1994. Exhibit "E".
15. That the permit moratorium was caused, allegedly, due to some dispute with the overall Developer of Deer Ridge Park, over a bond to be posted and finish coats to be placed on the roads, which were to be private.
16. That the permit moratorium was extended to Unit II of Deer Ridge Park, and was announced at a regular meeting of the City Council by Donna Jussell, subsequently; the City has stated there is a hardship exception, but has no standards or guidelines and it is totally discretionary what is submitted to establish a hardship, the moratorium having continued to the present.
17. That Donna Jussell appears to have been unlawfully delegated the municipal authority to determine validity of applications for building and other permits and to act as a de facto councilperson with legislative authority at council meetings, with apparent approval of the Mayor and City Council.
18. That on or about January 18, 2000, at approximately 2:10 pm, Plaintiff John Jensen

telephoned City Hall to request paperwork and materials to apply for a hardship building permit and his call was returned at 2:15 pm by Donna Jussell, who told him he needed no such paperwork as any such hardship application for a building permit would be denied; upon being questioned as to why, she stated she would "see to it (i.e., that it was denied)" and then stated there was, in fact, no such thing as a "hardship" building permit."

19. That said Ms. Jussell, though apparently only a payroll clerk at the Village and having no elected office or position, acts, and has acted, as spokesperson at Council meetings for the municipal authorities and makes demands and conditions of petitioners before the Council, and her demands are upheld or enforced, as to land use, permits, development and other matters.
20. That due to the purported conflicts with Daniel Russotti, the developer of the overall subdivision, in or about May, 1996, Jussell told him she would make sure he could never sell any more lots or make any money off the subdivision; she further stated she would make sure no black persons were ever allowed in to Deer Ridge Park on November 12, 1997, at a special homeowner's meeting; on information and belief that the partner of the developer is a black person.
21. That on February 7, 2000, Plaintiff John Jensen telephoned the Mayor and various Council members as to a hardship permit, but was given no reasonable answers or guidelines to obtain same; subsequently, John Jensen appeared in person at a council meeting and was essentially prevented from speaking and was told to go off into a hallway and talk to the City attorney, who was of no assistance.
22. That upon information and belief, since the permit moratorium of 1997, only one single permit, upon the basis of hardship, has ever been issued as to any unit in the

subdivision.

23. That leaving City Hall after attempting to obtain information as to a hardship permit, in or about July 2000, Plaintiff was followed out of town by a train of three (3) Wilmington squad cars, apparently, to harass and discourage Plaintiff Jensen from continuing to attempt to obtain a building permit.
24. That the building permit moratorium, as applied, and permits granted and refused have been done so arbitrarily, as to other lots than the Plaintiffs, permits, on a hardship basis or otherwise have been granted at the whim and caprice of Donna Jussell and municipal authority, including permits capriciously granted for 14, 16, 25 and a shed permit for lot 11, all in Unit II of said Subdivision, to persons the corporate authority and or Donna Jussell view favorably, while viewing the Plaintiffs with disfavor.
25. That on information and belief, the corporate authority has altered permit and, or land use documents, copies of ordinances, codes, ignores or fails to comply with freedom of information requests and acts as a dictatorial cabal.
26. That there exists no criteria or standards for the obtaining of a hardship building permit from the municipal Defendant. Exhibit F.
27. That the Plaintiffs have a property interest cognizable under the laws of the State of Illinois and the United States Constitution.
28. That the Plaintiffs by action of the municipal Defendant, through its Mayor, council, and control-policy-making employees, including Donna Jussell, are arbitrarily, capriciously and unconstitutionally depriving the Plaintiffs the use and enjoyment of their real property, as a policy, custom or usage, with no legitimate nexus or corresponding benefit to the public health, safety, welfare or morals.
29. That said municipality is acting pursuant to color of law and engaging in an ongoing

violation of Plaintiffs' rights.

30. That the Plaintiffs have been treated unequally by the municipal Defendant through its officers and employees, based upon malicious, vindictive and irrational municipal actions as to the Plaintiffs, as a class, and, or as to that class of lot owners unable to obtain building permits for no valid public purpose.
31. That the Plaintiffs have been and are being treated differently from those lot owners similarly situated that were granted permits in Deer Ridge Park, Unit II, with no viable reason for the distinction, being wholly arbitrary.
32. That the actions and inactions of the Defendant, City of Wilmington, as alleged hereinabove, violate the Equal Protection Clause of the Fourteenth Amendment of the U.S. Constitution, as well as 42 U.S.C., Sec. 1983, and, thus, deny to the Plaintiffs equal protection of the laws.
33. That the Plaintiffs have been injured in their Constitutional Rights and financially, and have suffered and are suffering irreparable harm as a proximate result of the conduct of the Defendant Municipality.

WHEREFORE, the Plaintiffs, JOHN JENSEN and MARY JENSEN, respectfully request that this Court:

- A. Grant Judgment in favor of the Plaintiffs and against the Municipal Defendant, the City of Wilmington;
- B. Enter an order mandatorily enforcing the City of Wilmington to issue a building permit and other such necessary permits for the development and use of the subject property;
- C. Award the Plaintiffs actual damages, to be determined, but in no event in an amount less than Fifty Thousand Dollars (\$50,000.00);

- D. Award Plaintiffs their attorneys fees and costs, pursuant to 42 U.S.C., Sec. 1988;
- E. For such other and further relief in the premises as is just and proper.

COUNT II

SEC. 1983 - SUBSTANTIVE DUE PROCESS VIOLATION - MUNICIPAL DEFENDANT

- 1 - 29. That the Plaintiffs incorporate Paragraphs 1 - 29 of Count I, hereinabove, as Paragraphs 1 - 29 of this Count II.
- 30. That section 150.31 of the Wilmington Zoning Code, PUD ordinance, sets out conditions for the granting of building permits which allows building permits to be issued for construction in a PUD after approval, which approval Phase II of Deer Ridge Subdivision received, as above-stated; the Defendant municipality has no public purpose in the moratorium of building permits and Plaintiffs have a clean legal substantive right and entitlement to be allowed to obtain a building permit for use and enjoyment and, or development or sale of their real property, which due to the unlimited moratorium cannot presently be developed, economically used or sold.
- 31. That the arbitrarily applied standards and criteria of the municipal Defendant as to the issuing of building permits are deliberately arbitrary, capricious, done for no viable public reason and in violation of the right to, and of substantive, Constitutional due process of the Plaintiffs.

WHEREFORE, the Plaintiffs, JOHN JENSEN AND MARY JENSEN, respectfully request that this Court:

- A. Grant Judgment in favor of the Plaintiffs and against the Municipal Defendant, the City of Wilmington;
- B. Enter an order mandatorily enforcing the City of Wilmington to issue a building

and other such necessary permits for the development and use of the subject property;

- C. Award the Plaintiffs actual damages, to be determined, but in no event in an amount less than Fifty Thousand Dollars (\$50,000.00);
- D. Award Plaintiffs their attorneys fees and costs, pursuant to 42 U.S.C., Sec. 1988;
- E. For such other and further relief in the premises as is just and proper.

COUNT III

SEC. 1983 - TAKING OF PROPERTY/INVERSE CONDEMNATION -
MUNICIPAL DEFENDANT

- 1 - 29. That the Plaintiffs incorporate Paragraphs 1 - 29 of Count I, hereinabove, as Paragraphs 1 - 29 of this Count III.
- 30. That the Fifth Amendment to the U.S. Constitution guarantees that private property shall not be taken for public use without just compensation, as applied through the Fourteenth Amendment.
- 31. That the irrational building permit moratorium and Plaintiffs' stated inability to obtain a hardship building permit in these circumstances as to a residential lot denies all economic, beneficial or productive use of Plaintiffs land and prevents realization of economic expectations; the Plaintiffs, absent a valid public purpose for the restriction imposed, have an entitlement to develop their real property as intended upon application and approval by the Defendant municipality.
- 32. That actions of the municipal Defendants, as aforestated, constitute a taking of the Plaintiff's property and property rights, in the nature of the exercise of eminent domain.
- 33. That, accordingly, the Defendant municipality has inversely condemned the Plaintiff's

realty.

34. That the Plaintiffs have been injured in their property rights thereby and economically by inability to build, inability to develop, inability to sell or otherwise economically or beneficially use said property.

WHEREFORE, the Plaintiffs, JOHN JENSEN and MARY JENSEN, respectfully request that this Court:

- A. Grant Judgment in favor of the Plaintiffs and against the Municipal Defendant, the City of Wilmington;
- B. Enter an order mandatorily enforcing the City of Wilmington to issue a building and other such necessary permits for the development and use of the subject property and to pay the fair market value of the temporary taking of the Plaintiff's realty, or alternatively, to pay the Plaintiffs the full, fair market value thereof and transfer title to the Municipality.
- C. Award the Plaintiffs actual damages, to be determined, but in no event in an amount less than Fifty Thousand Dollars (\$50,000.00);
- D. Award Plaintiffs their attorneys fees and costs, pursuant to 42 U.S.C., Sec. 1988;
- E. For such other and further relief in the premises as is just and proper.

COUNT IV

LIABILITY OF INDIVIDUAL DEFENDANTS - VIOLATION 42 U.S.C. 1983

- 1 - 10. That the Plaintiffs reallege and reassert Paragraphs 1 - 10 of Count I, hereinabove, as Paragraphs 1 - 10, of this Count IV.
11. That on or about November 4, 1997, the City of Wilmington, by and through its Mayor

and Council, implemented a moratorium on the issuance of building permits for Deer Ridge Park Subdivision, Unit I, which has been continued to the present as to the subdivision as a whole, including Unit II.

12. That the individual Defendants, WEILDING, PLESE, COX, DAIVY, KRENC, MARTY ORR, KAITSCHUCK, STRONG AND JUSSELL, and each of them, have unconstitutionally, arbitrarily, capriciously and knowingly, violated or recklessly violated well-settled principles of law, participated knowingly, or with reason to know, in the violation of the Plaintiffs' rights to use, develop, sell, enjoy or benefit from their real property by purposefully preventing Plaintiffs from obtaining a building permit from the City of Wilmington.
13. That the individual Defendants, as aforesated, and each of them purposefully created and or maintained a moratorium on development of Deer Ridge Park and manipulated the permit process for their own private, malicious or politically motivated purposes the granting or non-granting of building and similar permits.
14. That the individual Defendants, and each of them under color of law, acted as part and parcel of the ongoing mis-application, of policy, and or usage as to the wrongful and illegal manipulation of property development and permit issuance which they knew or should have known was wholly unconstitutional, pursuant to the Fifth and Fourteenth Amendments to the U.S. Constitution and which constituted violations of 42 U.S.C., Sec. 1983, based upon the Due Process Clause and, or the tenants of constitutional Equal Protection of the laws and, or the Fifth Amendment Taking Clause.
15. That the individual Defendants, and each of them exceeded their delegated authority by knowing or reckless unlawful violation of the rights of the Plaintiffs and acted wrongfully as individuals.

16. That due to the wrongful, arbitrary and capricious action of the specified Defendants, misusing and exceeding their lawful authority, the Plaintiffs have been grievously injured in their constitutional rights, as well as financially.

WHEREFORE, the Plaintiffs, JOHN JENSEN and MARY JENSEN, respectfully request that this Court:

- A. Grant Judgment in favor of the Plaintiffs and against the individual Defendants.
- B. Award the Plaintiff actual damages, as established by the evidence, awarded jointly and individually against each individual Defendant, WILLIAM WEILDING, JAY PLESE, MARK COX, WILLIAM DAIVY, ROBERT KRENC J. MARTY ORR, LARRY KAITSCHUCK, ROY STRONG and DONNA JUSSELL.
- C. Award punitive or exemplary damages as determined by the Court, as to each individual Defendant..
- D. For such other and further relief in the premiss as is just and proper.

COUNT V

PENDANT CLAIM - MANDAMUS MUNICIPAL DEFENDANT

- 1. That this is a state civil action for the writ of mandamus.
- 2. That the actions complained of took place in Will County, State of Illinois.
- 3. That the facts stated herein established a clear legal entitlement vested in the Plaintiffs to be entitled to such permit or permits as necessary to use and, or develop their real property in the City of Wilmington.
- 4 - 29. That the Plaintiffs reallege and reassert Paragraphs 4 - 29, of Count I, hereinabove, as Paragraphs 4 - 29 of this Count V.
- 30. That the City of Wilmington has breached a clear legal duty and obligation to the

Plaintiffs who, under these circumstances, have an entitlement to a building and other necessary permits for the use and development of their property.

WHEREFORE, the Plaintiffs, JOHN JENSEN and MARY JENSEN, respectfully request:

- A. Judgment against the City of Wilmington;
- B. That a Writ of Mandamus issue to direct the City of Wilmington to issue a building and other necessary permits as to the Plaintiff's realty;
- C. Award the Plaintiffs actual damages, to be determined, but in no event in an amount less than Fifty Thousand Dollars (\$50,000.00);
- D. Costs of this action;
- E. For such other and further relief in the premises as is just and proper.

COUNT VI

PENDANT - INVERSE CONDEMNATION
MUNICIPAL DEFENDANT

- 1. That this is a state civil action for Inverse Condemnation.
- 2. That the actions complained of took place in Will County, Illinois, and the subject realty is located in that County.
- 3. That the actions complained of as to the Defendant City of Wilmington are unreasonably, arbitrary and unconstitutionally denying Plaintiffs use and enjoyment of their real property.
- 4. That the Plaintiffs reallege and reassert Paragraphs 4 - 34, of Count III, hereinabove, as Paragraphs 4 - 34 of this Count VI.

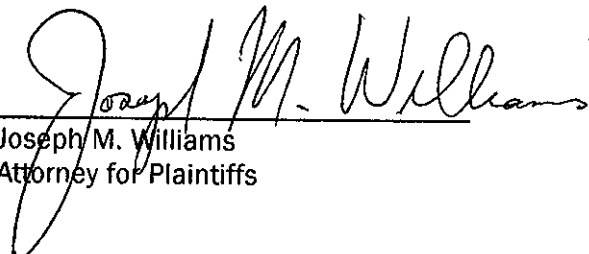
WHEREFORE, the Plaintiffs, JOHN JENSEN and MARY JENSEN, respectfully request that this Court:

- A. Grant judgment in favor of the Plaintiffs and against the municipal Defendant,

the City of Wilmington;

- B. Enter an order mandatorily enforcing the City of Wilmington to issue a building and other such necessary permits for the development and use of the subject property and to pay the fair market value of the temporary taking of the Plaintiff's realty, or alternatively, to pay the Plaintiffs the full, fair market value thereof and transfer title to the Municipality.
- C. Award the Plaintiffs actual damages, to be determined, but in no event in an amount less than Fifty Thousand Dollars (\$50,000.00);
- D. Award Plaintiffs their attorneys fees and costs, pursuant to 42 U.S.C., Sec. 1988;
- E. For such other and further relief in the premises as is just and proper.

Respectfully Submitted,



Joseph M. Williams
Attorney for Plaintiffs

Joseph M. Williams
Attorney No. 3128789
209 North Hale, Suite 201
Wheaton, Illinois 60187
(630) 462-7979 / (630) 462-8067

VERIFICATION

That, the undersigned, a Plaintiff herein, doth affirm and state pursuant to penalty of law that the facts pled in this Complaint are true and correct to the best of his knowledge, other than as to where the pleading is on information and belief, if any.



John Jensen

m 13 - "WARRANTY DEED - Corporat"

R95-041396

in Legal Forms & Printing Co., Rockford, Ill.

Document No. _____ filed for Record in Recorder's office of _____ County, Illinois
 _____ at _____ o'clock _____ M.

CORPORATION WARRANTY DEED _____ Recorder of Deeds.

THIS INDENTURE WITNESSETH, That the Grantor

DEER RIDGE PARK, INC.

a corporation duly organized and existing under and by virtue of the laws of the State of
 and duly authorized to transact business in the State where the following described real estate is located,
 for and in consideration of One Dollar and other good and valuable considerations, the receipt of which is
 hereby acknowledged, and pursuant to authority given by the Board of Directors of said corporation,
 CONVEYS AND WARRANTS to

John Jensen and Mary Jensen
 Husband and wife

whose address is

422 Manmouth Ct., Aurora, IL 60504

the following described real estate to-wit:

LOT 28, IN DEER RIDGE PARK UNIT #2, A SUBDIVISION OF PART OF THE NORTHWEST
 QUARTER OF SECTION 3, TOWNSHIP 32 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL
 MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 1, 1994 AS DOCUMENT
 #R94-66126; IN WILL COUNTY, ILLINOIS.

Commonly Known as: 32917 Nikki Lane, Wilmington, IL 60481
 P.I.N. #24-03-101-032

Subject to conditions, restrictions, covenants and easements of record, easements
 for public utilities; zoning laws and ordinances; and general real estate taxes not
 due and payable at time of closing.
 (Continue legal description on reverse side)

situated in the County of WILL in the State of ILLINOIS

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has
 caused its name to be signed to these presents by its CORPORATE President, and
 attested by its CORPORATE Secretary, this 30th day of MAY 1995.

DEER RIDGE PARK, INC.

By

Daniel Russotti
 DANIEL RUSSOTTI

President.

Attest:

Barbara Russotti
 BARBARA RUSSOTTI

Secretary.

STATE OF ILLINOIS

WILL

COUNTY

ss

EXHIBIT "A"

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT
 DANIEL RUSSOTTI

personally known to me to be the CORPORATE President of the Corporation who is the grantor, and
 Barbara russotti

personally known to me to be the corporate Secretary of said corporation, and personally known
 to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person

for and in consideration of One Dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, and pursuant to authority given by the Board of Directors of said corporation, CONVEYS AND WARRANTS

John Jensen and Mary Jensen
Husband and wife

whose address is

422 Manmouth Ct., Aurora, IL 60504

the following described real estate to-wit:

LOT 28, IN DEER RIDGE PARK UNIT #2, A SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 32 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 1, 1994 AS DOCUMENT #R94-66126; IN WILL COUNTY, ILLINOIS.

Commonly Known as: 32917 Nikki Lane, Wilmington, IL 60481
P.I.N. #24-03-101-032

Subject to conditions, restrictions, covenants and easements of record, easements for public utilities; zoning laws and ordinances; and general real estate taxes not due and payable at time of closing.
(Continue legal description on reverse side)

situated in the County of WILL in the State of ILLINOIS

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its CORPORATE President, and attested by its CORPORATE Secretary, this 30th day of MAY 1995

Attest:

BARBARA RUSSOTTI

Secretary.

DEER RIDGE PARK, INC.

By

DANIEL RUSSOTTI

President.

STATE OF ILLINOIS

WILL

COUNTY

ss

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT
DANIEL RUSSOTTI

personally known to me to be the CORPORATE President of the Corporation who is the grantor, and Barbara russotti

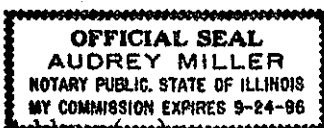
personally known to me to be the corporate Secretary of said corporation, and personally known

to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such CORPORATE President and CORPORATE

Secretary, they signed and delivered the said instrument as CORPORATE President and CORPORATE Secretary of said corporation, and caused the corporate seal of said corporation to be affixed

thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 30th day of MAY 1995



Audrey Miller

Notary Public.

Future Taxes to Grantee's Address ()
OR to

JOHN AND MARY JENSEN
422 Manmouth Ct.
Aurora, IL 60504

Return this document to:

JOHN AND MARY JENSEN
422 Manmouth Ct.
Aurora, IL 60504

This Instrument was Prepared by: DEER RIDGE PARK, INC.

32841 S. Route 128, Wilmington, IL 60481

6/14/52
USTitle

(A PLANNED UNIT DEVELOPMENT)

The Northwest 1/4 of Section 3, Township 32 North, Range 9 East of the Third Principal Meridian, Will County, Illinois

COAL CITY ROAD

ILLINOIS ROUTE 129

DEER RIDGE PARK UNIT NO

SINCE INITIAL
DAY OF LINE IN
DAY OF LINE IN

THE 2007 WAS THE FIRST YEAR IN WHICH THE
LAW ENFORCEMENT AGENCY IN THE STATE OF NEW YORK
WAS NOT AWARE OF THE FACT THAT THE FOLLOWING INDIVIDUAL
REPORT

[illegible]

WATER AUTHORITY
FOR PRIVATE WATER SUPPLY AND DOMESTIC SEPTIC TREATMENT

MOSS
JLL

CERTIFY THAT THIS PLAN HAS BEEN REVIEWED BY THE JLL COUNTY HEALTH
DEPARTMENT IN COMPLIANCE WITH ALL STATE LAWS AND COUNTY ORDINANCES
AND IS HEREBY APPROVED BY THE JLL COUNTY HEALTH DEPARTMENT PROVIDED
FOLLOWING REQUIREMENTS ARE MET:

THE MINIMUM SIZE SEPTIC TANK TO SERVE EACH LOT HAVING HOUSES CONSISTING OF THREE (3) BEDROOMS OR LESS SHALL BE 1,000 GALLONS. FOR THE ADDITION OF EACH BEDROOM IN EXCESS OF THREE (3), THE WORKING CAPACITY OF THE SEPTIC TANK MUST BE INCREASED BY AT LEAST 750 GALLONS. FOR THE INSTALLATION OF A CARSIDE CANOE OR DISPOSAL, THE TOTAL WORKING CAPACITY OF THE SEPTIC TANK MUST BE INCREASED BY SIX

* SEE NOTE * 114 19, 20, 21
THE MAXIMUM SIZE SOL ABSORPTION TRENCH SYSTEM TO SERVE AN AREA CONSISTING OF THREE (3) INTERSECTIONS OR LESS SHALL BE 100 SQUARE FEET CONSISTING OF 100 LINEAR FEET OF A 36" HOE TRENCH SYSTEM. FOR THE PORTION OF EACH INTERSECTION IN EXCESS OF THREE (3), THE SOL ABSORPTION TRENCH SYSTEM SHALL BE INCREASED BY 100 SQUARE FEET CONSISTING OF 100 LINEAR FEET OF A 36" HOE TRENCH SYSTEM. FOR THE INSTALLATION OF A CARGO CYLINDER OR EQUIVALENT, THE SOL ABSORPTION TRENCH SYSTEM SHALL BE INCREASED BY 100 SQUARE FEET CONSISTING OF 100 LINEAR FEET OF A 36" HOE TRENCH SYSTEM.

THE WORKING LOT SIZE ~~FOR~~ THIS SUBDIVISION SHALL BE AT LEAST 70,000 SQUARE FEET, HAVING A WORKING LOT FRONT OF 10 FEET.

THE PRIVATE WATER SUPPLY TO SERVE THIS OUTLETTING SHALL BE INSTALLED UNDER PERMIT FROM THE HILL COUNTY HEALTH DEPARTMENT AND IN ACCORDANCE WITH THE RULES AND REGULATIONS PRESENTLY IN FORCE UNDER THE KANSAS WATER POLLUTION CONTROL ACT AND THE KANSAS WATER POLLUTION INSTALLATION CODE.

APPROVED THIS 30 DAY OF June A.D. 1994

BY: Michael Valmore
REPRESENTATIVE OF HEALTH AUTHORITY

2025 RELEASE UNDER E.O. 14176

1. The first step is to identify the problem. This involves understanding the situation and the goals that need to be achieved. It is important to gather all relevant information and to consider the perspectives of all stakeholders involved.

1. 1944 1945 1946 1947 1948 1949 1950 1951 1952 1953 1954 1955 1956 1957 1958 1959 1960 1961 1962 1963 1964 1965 1966 1967 1968 1969 1970 1971 1972 1973 1974 1975 1976 1977 1978 1979 1980 1981 1982 1983 1984 1985 1986 1987 1988 1989 1990 1991 1992 1993 1994 1995 1996 1997 1998 1999 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352

[illegible]

STAFF

STATE OF TEXAS
COUNTY OF EL PASO

1. State of the Union is not for the State and

CONSIDERED TO BE A ~~MAJOR~~ MAJOR FACTOR IN THE DEVELOPMENT OF THE STRONGEST INTERNATIONAL ALLIANCE SYSTEM OF THE EASTERN BLOC AND AN OUTCOME OF THE POLITICAL AND ECONOMIC REFORMS OF THE USSR AND EASTERN EUROPE.

DATE WHEN IT WAS MOVED FROM SEA TO LAND - 11-12-1994

1. All Security Guards, No arms
2. All Security Guards, No arms
3. All Security Guards, No arms
4. All Security Guards, No arms
5. All Security Guards, No arms

COAST GUARD
STATE OF TEXAS

country of origin

1. Jon Gould, County Clerk of the County, Black, DOB [REDACTED]
County has done us no wrong because we have no wrong to be done.
We have no wrong to be done. We have no wrong to be done.

OTHER DE HAVE REFERENCES THAT OF LATE
ONE WENT AT NAME AND SEA ^{2nd} ~~3rd~~ OUT OF Spencer 1944 1945

One inch
by 12 by 2 1/2

EXHIBIT 77

B

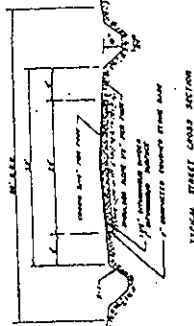
DEER RIDGE PARK UNIT NO. 2

1. All proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
2. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
3. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
4. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
5. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
6. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
7. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
8. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
9. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.
10. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.

CONSTRUCTION SPECIFICATIONS

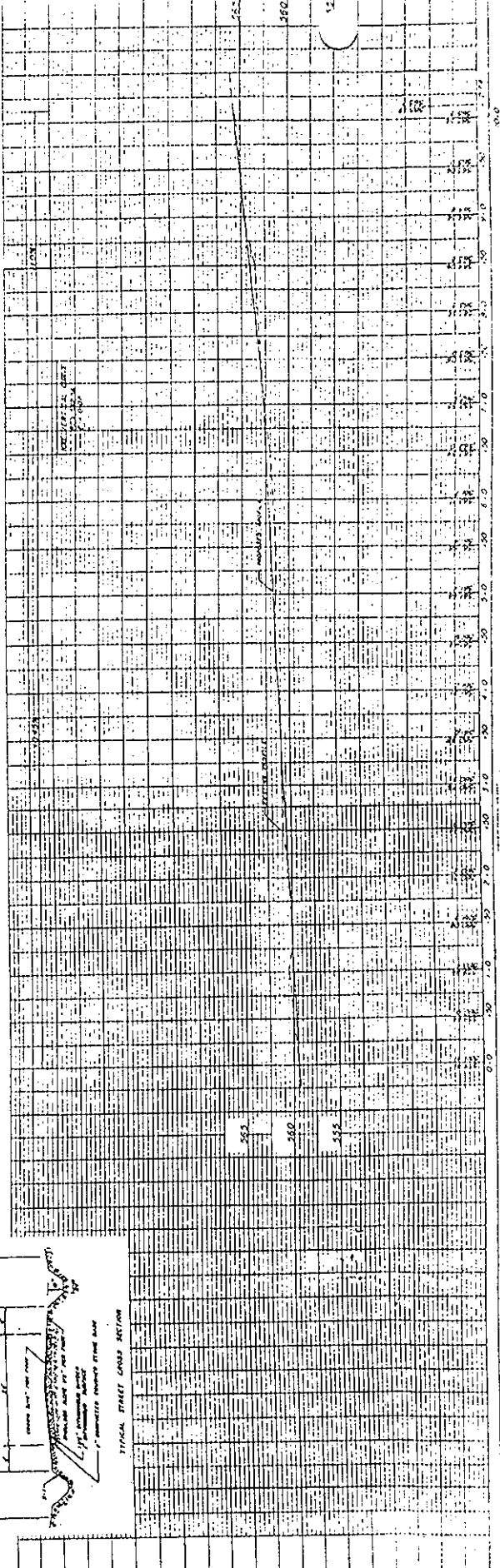
1. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.

2. The proposed improvements shall be constructed in accordance with the standards and specifications of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri, and shall be subject to the approval of the City of Deer Ridge, Missouri, and the Department of Transportation of the State of Missouri.



NIKKI LANE

NOTE: IN ORDER FOR A SET IN STREET SHALL BE CONSTRUCTED ALONG THE WEST SIDE OF NIKKI LANE TO SERVE AS A BUFFER BETWEEN UNITS 1, 2 AND 3.



EXHIBIT

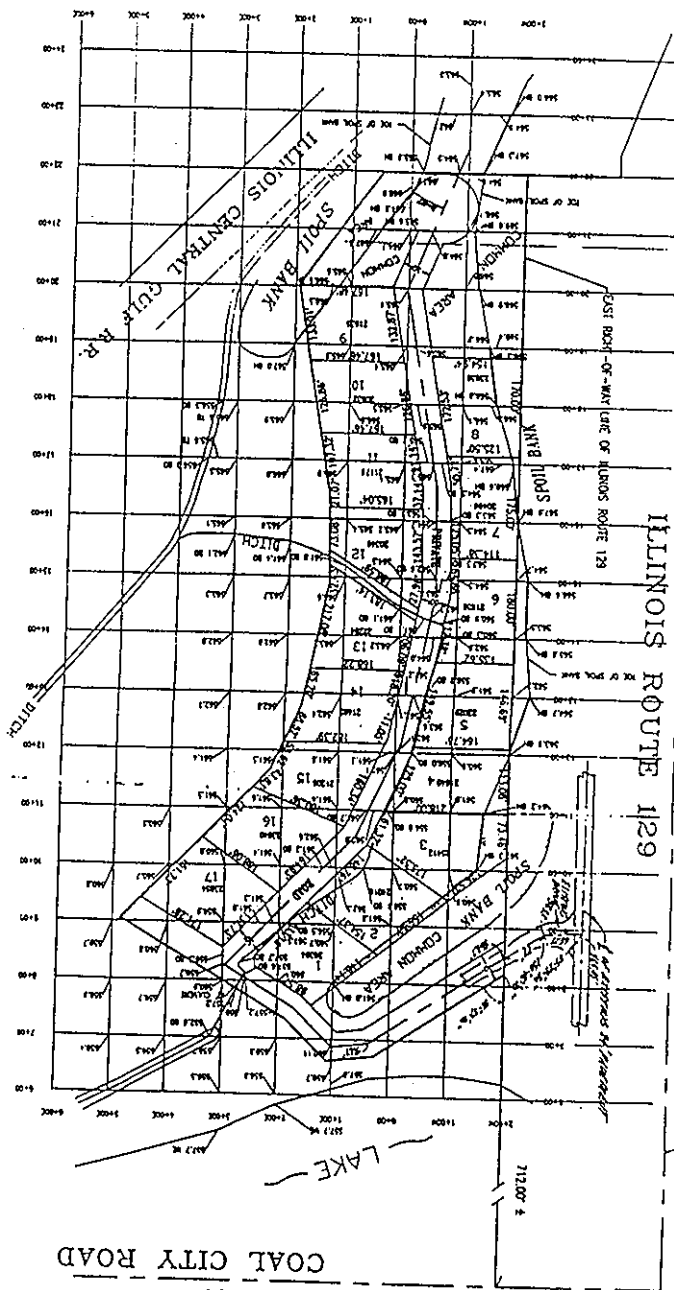
17

EXHIBIT

PREPARED BY: CARL J. KRAUSE
REGISTERED
SURVEYOR
STATE OF ILLINOIS

9:07:16

BD = BOTTOM OF DITCH
BH = BOTTOM OF HILL
TB = TOP OF BANK



COAL CITY ROAD

NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 3-32-9

The Northwest 1/4 of Section 3, Township 32 North, Range 9 East of the Third Principal Meridian, Wal County, Illinois

PRELIMINARY PLAT
for
DEER RIDGE PARK UNIT NO. 1
(A PLANNED UNIT DEVELOPMENT)

**WILMINGTON**

City of Wilmington
1165 South Water Street
Wilmington, Illinois 60481
815-476-2175
Fax 815-476-2276

July 1, 1997

TO: Property Owners in Deer Ridge Park Subdivision

RE: City of Wilmington/Deer Ridge Park Subdivision
PIN #24-03-101-027

Dear Daniel Russotti:

As a property owner in Deer Ridge Park Subdivision, the City of Wilmington wants to advise you of the status of street improvements within your subdivision. Even though these streets are private, when the City of Wilmington approved this Subdivision's Development Plans, the City was assured that the streets would be constructed in conformance with the City of Wilmington standards.

The City recently inspected the streets in this development. Even though the Final Plat for Unit 1 was recorded on May 26, 1992 and Unit 2 was recorded on July 1, 1994, the private street improvements, as yet, have not been completed, pursuant to City of Wilmington Ordinance and Regulation.

This letter is to advise you that at the City's regular meeting, held on May 21, 1996, the City Council of the City of Wilmington passed a motion to withhold building permits in Deer Ridge Subdivision until all street improvements are fully completed, pursuant to City standards.

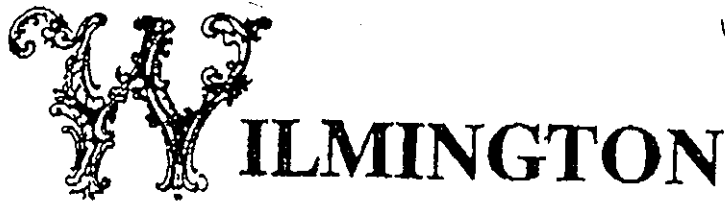
Since you acquired titles to the property after May 26, 1996, we are assuming you were made aware of the above action at the time of purchase.

Very truly yours,

CITY OF WILMINGTON, an Illinois Municipal Corporation

BY: 

EXHIBIT "C"



City of Wilmington
1165 South Water Street
Wilmington, Illinois 60481
815-476-2175
Fax 815-476-2276

November 5, 1997

Mr. Gary Frazier
105 E. 2nd Street
Coal City, IL 60416


RE: Deer Ridge Subdivision
PIN # #24-03-101-003-0000

Dear Mr. Frazier:

At it's regular meeting conducted on Tuesday November 4, 1997 the City Council of Wilmington took certain action involving Deer Ridge Subdivision. The Council action included the City would not issue building or other permits for this subdivision until the developer fully completes or provides sufficient financial security acceptable to the City to fully and timely complete the subdivision improvements. However, the City Council will consider requests for permits for Deer Ridge Unit I on a hardship basis.

Upon compliance with the City's requirements, the building permit ban for this development will be lifted.

Sincerely,


Joe Tryer, Alderman
City of Wilmington

JT/sj

EXHIBIT

City of Wilmington
1165 South Water Street
Wilmington, Illinois 60481
815-476-2175
Fax 815-476-2276



November 5, 1997

Mr. and Mrs. John Jensen
422 Manmouth Court
Aurora, IL 60504

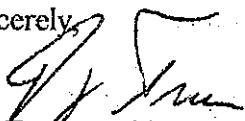
RE: Deer Ridge Subdivision
PIN # #24-03-101-032-0000

Dear Mr. and Mrs. Jensen:

At it's regular meeting conducted on Tuesday November 4, 1997 the City Council of Wilmington took certain action involving Deer Ridge Subdivision. The Council action included the City would not issue building or other permits for this subdivision until the developer fully completes or provides sufficient financial security acceptable to the City to fully and timely complete the subdivision improvements. However, the City Council will consider requests for permits for Deer Ridge Unit-I on a hardship basis.

Upon compliance with the City's requirements, the building permit ban for this development will be lifted.

Sincerely,


Joe Fryner, Alderman
City of Wilmington

JT/sj

LAW OFFICES

HERSCHBACH, TRACY, JOHNSON, BERTANI & WILSON

SIXTH FLOOR, TWO RIALTO SQUARE

116 N. CHICAGO STREET

JOLIET, ILLINOIS 60432

TELEPHONE (815) 723-8500

FAX (815) 727-4846

WAYNE R. JOHNSON
 THOMAS R. WILSON
 RICHARD H. TEAS
 GEORGE F. MAHONEY III
 RAYMOND E. MEADER
 A. MICHAEL WOJCIK
 KENNETH A. CARLEON
 DAVID J. SILVERMAN
 ROGER D. RICKMON
 JOHN S. GALLO
 THOMAS H. CROSS III
 GEORGE M. FERRETI
 RICHARD E. VOGEL
 KERRY A. WEBER
 CHRISTINE MCASEY

KENDALL COUNTY OFFICE
 10 N. MAIN STREET
 OSWEGO, ILLINOIS 60843
 TELEPHONE (830) 554-8500
 FAX (830) 554-8975

OF COUNSEL
 DONALD J. TRACY
 LOUIS R. BERTANI
 JOHN L. O'BRIEN

RETIRED PARTNER
 WALTER O. HERSCHBACH

October 3, 1997



Mr. Myles L. Jacobs
 Brumund & Jacobs
 Attorneys at Law
 57 North Ottawa Street
 Suite 412
 Joliet, IL 60432-1370

COPY

OCT 6 1997

RE: City of Wilmington/Deer Ridge Park Subdivision

Dear Myles:

I received your October 2, 1997 faxed letter and I have forwarded a copy to Wilmington City officials.

As I related, the streets in this subdivision were private without any intention by the developer to dedicate them to the City of Wilmington. As you may recall, the City, in deference to its residents in Deer Ridge Park, had several meetings with Daniel Russotti, his attorney and his engineer in an effort to have the developer finish the improvements to the private streets in this development.

Wilmington made a very determined effort to have this resolved in a fashion that would be acceptable to the residents as well as palatable to the developer. However, the street work was not completed. Consequently, the corporate authorities of Wilmington moved to preclude the issuance of any building permits for undeveloped lots in this subdivision until the street work was completed. Wilmington has taken the additional step of notifying the owners of record on the ban of issuing building permits until the requisite street work is completed. Since the streets themselves were not part of the public dedication, it is my position that they were not subject to the usual bond or letter of credit which would otherwise be a condition to improvements to be dedicated and accepted by a municipality.

Mr. John C. Jensen
524 Strong Avenue
Joliet, IL 60433

June 25, 2000

Dear Mayor Weidling,:

This letter is to serve as a request for a building permit for property that I own within the city limits of Wilmington. I would like to have a building permit attached to lot # 28 on Nikki Lane in the subdivision known as Deer Ridge Park. The reasons I need this to be done are as follows:

- I cannot build a home
- I cannot sell the property without disclosing that there are no building permits being issued for this property. In the last year, we have had a few prospective, serious buyers; who when they found out there were no building permits being issued; would not consider purchasing it.

I have owned this property since the Spring of 1995. Our intention was to build a home a few years down the road. Since February of 1999, neither myself or my wife have been gainfully employed; therefore, we not only are having difficulty making the monthly mortgage payment and pay the yearly taxes; but have had to move in with our parents in order to try to pay our bills. Had we been able to sell the property last year, we would not be on the verge of bankruptcy.

Therefore, I hope you will consider our dire need to sell this property and attach a permit to lot # 28 of Deer Ridge Park.

Sincerely,

John C. Jensen

cc: C. Chew, R.Strong, J.Plese, M.Cox, W. Davy, R. Kemc, J. Martyorr, L. Kaischuck.

(7)

City Of Wilmington
1165 S. Water Street
Wilmington, Illinois 60481

815-476-2175
815-476-2176
815-476-2798
FAX 815-476-2276

June 17, 1994

To Mayor & City Council
City of Wilmington

Your Planning Commission reports that it held a duly and properly advertised Special meeting on June 16, 1994 at 7:00 p.m.

The Planning Commission recommends to the City Council the approval of final plat for Deer Ridge Park Unit II.

The Board also recommends to the City Council approval of preliminary plat for Riverwood Estates Phase 4 as shown on the drawings.

Also, the Board made a motion to allow Joe Palermo to take the Procedural Checklist and Proposed Land Subdivision Ordinance to the City Attorney to put them in a finalized form for the Planning Commission approval.

The next regular meeting of the Board will be held on July 7, 1994 at 7:00 p.m.

Sincerely,

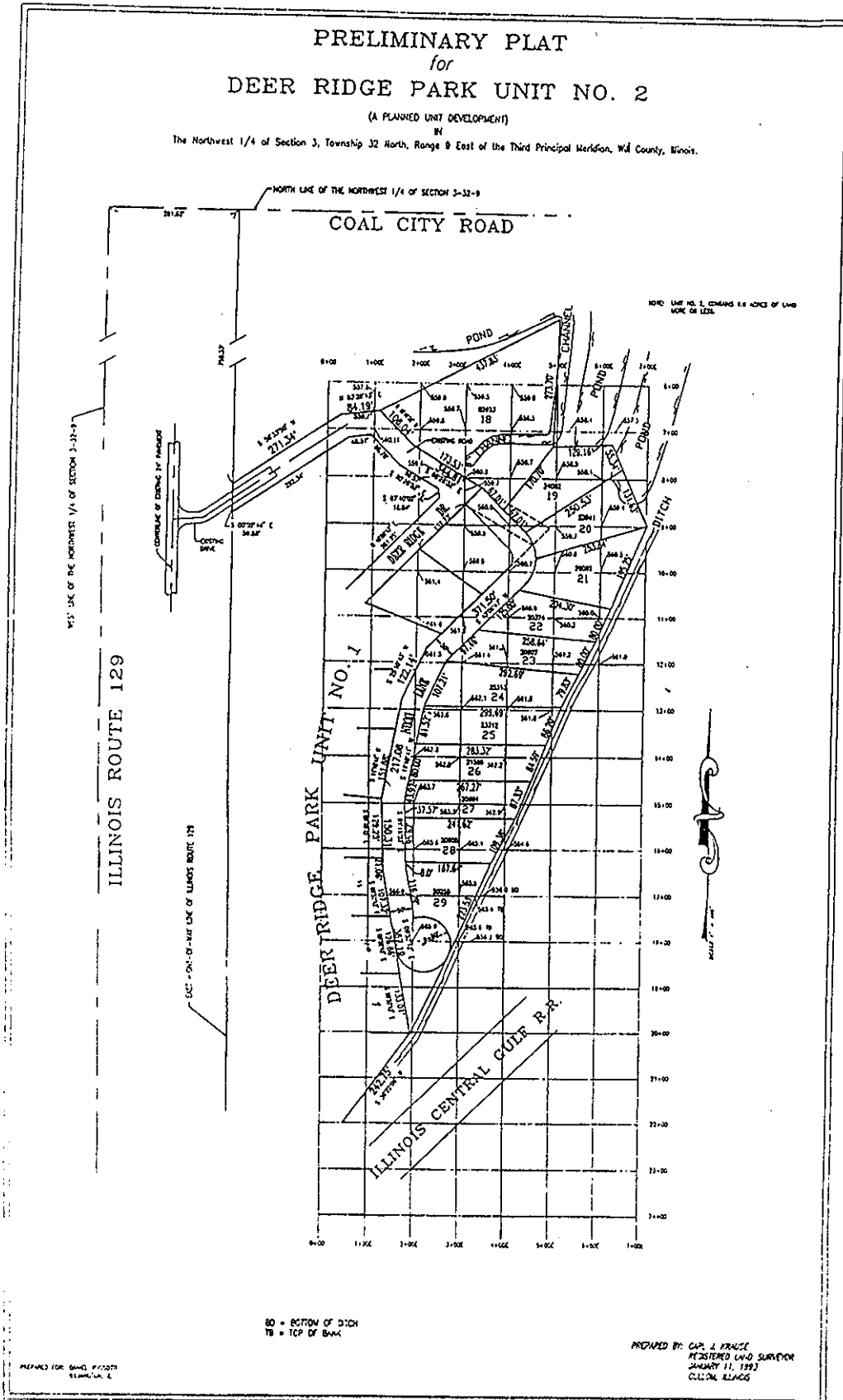
Joe Palermo
Chairman
PLANNING COMMISSION

Joe Palermo

JP:mam

WILMINGTON





AUG-04 00 11:58 FROM:

TO: 16304628067

PAGE: 01

The Law Firm of
MAHONEY, SILVERMAN & CROSS, LTD.

2701 BLACK ROAD
SUITE 200
JOLIET, IL 60435
815/730-9500
fax 815/730-9598
e-mail mscldlaw@aol.com

GEORGE F. MAHONEY III
DAVID J. SILVERMAN
THOMAS H. CROSS III
ERIC P. HANSON
DANIEL F. D'ATTONO

OSWEGO, ILLINOIS
630/554-7800

March 1, 2000

John C. Jensen
524 Strong Ave
Joliet, Illinois 60433

Re: Deer Ridge

Dear Mr. Jensen:

As you are aware, our firm represents the City of Wilmington. I am in receipt of a copy of your February 19, 2000 letter. I think it would be helpful in the Councils review of your request for a hardship that you supply it with whatever documents and written information you might have to substantiate the basis for your claim, including but obviously not restricted to information when you acquired the property and the hardship you allege. Certainly what information, if any, you choose to give the Council is left exclusively within your discretion.

Once I have received your response with any information you might want to share, I will get that to the City so that a Committee and ultimately a full Council can consider your request as it relates to the Council's prior motion.

Very truly yours,

MAHONEY, SILVERMAN & CROSS, LTD.

By: _____

George F. Mahoney III

GFM/mr

EXHIBIT "F"

44
ev. 12/96)

CIVIL COVER SHEET

e JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

a) PLAINTIFFS

JOHN JENSEN
MARY JENSENDOCKETED
AUG 15 2000DEFENDANTS CITY OF WILMINGTON, ILL; WILLIAM
WILSON; JAY BLASE; MARK COX; WILLIAM
DAVY; ROBERT KARNIC; J. MARTY ORR;
LARRY KAITSCHUCK; ROY STRONG; DONNA
JUSSELL
COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT WILLb) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF
(EXCEPT IN U.S. PLAINTIFF CASES)JUDGE PALLMEYER
MAGISTRATE JUDGE ASHMAN

c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

JOSEPH M. WILLIAMS 630-462-
209 N. MALE 7979
WHEATON ILL. 60187

ATTORNEYS (IF KNOWN)

[Signature]

BASIS OF JURISDICTION (PLACE AN "X" IN ONE BOX ONLY)

- 1 U.S. Government Plaintiff ☒ Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

I. ORIGIN

- 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excl. Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input checked="" type="checkbox"/> 440 Other Civil Rights	PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence HABEAS CORPUS: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395f) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 890 Other Statutory Actions

VI. CAUSE OF ACTION

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

42 USC, § 1983, 1988

VII. REQUESTED IN COMPLAINT

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 ☐

DEMAND \$ EXCESS

CHECK YES only if demanded in complaint

OF \$50,000.00 JURY DEMAND: ☒ YES ☐ NO

VIII. This case

☒ is not a refiling of a previously dismissed action.☐ is a refiling of case number _____, previously dismissed by Judge _____

DATE

SIGNATURE OF ATTORNEY OF RECORD

Joseph M. Williams

[Signature]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

In the Matter of

**JOHN JENSEN, ET AL.
V. CITY OF WILMINGTON,
ILL., ET AL.**

FILED-ED4

AUG 14 PM 2:15

CLERK
U.S. DISTRICT COURT**00C 4960**

APPEARANCES ARE HEREBY FILED BY THE UNDERSIGNED AS ATTORNEY(S) FOR:

JOHN JENSEN, MARY JENSEN

DOCKETED**AUG 15 2000**

(A)		(B)	
SIGNATURE <i>Joseph M. Williams</i>		SIGNATURE JUDGE PALLMEYER	
NAME JOSEPH M. WILLIAMS		NAME MAGISTRATE JUDGE ASHMAN	
FIRM SOLO		FIRM	
STREET ADDRESS 209 N. HALE ST.		STREET ADDRESS	
CITY/STATE/ZIP WHEATON, ILL. 60187		CITY/STATE/ZIP	
TELEPHONE NUMBER 630-462-7979	FAX NUMBER 630-462-8067	TELEPHONE NUMBER	FAX NUMBER
E-MAIL ADDRESS N.A.		E-MAIL ADDRESS	
IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) 3128789		IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)	
MEMBER OF TRIAL BAR? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>	
TRIAL ATTORNEY? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>	
		DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>	
(C)		(D)	
SIGNATURE		SIGNATURE	
NAME		NAME	
FIRM		FIRM	
STREET ADDRESS		STREET ADDRESS	
CITY/STATE/ZIP		CITY/STATE/ZIP	
TELEPHONE NUMBER	FAX NUMBER	TELEPHONE NUMBER	FAX NUMBER
E-MAIL ADDRESS		E-MAIL ADDRESS	
IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)		IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)	
MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>		MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>	
TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>		TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>	
DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>		DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>	